

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No 334 of 1981

Hon'ble MR.JUSTICE Y.B.BHATT

- =====
1. Whether Reporters of Local Papers may be allowed : YES
to see the judgements?
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
 4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge? : NO

BABULAL N TOLIA

Versus

MANHARLAL O DADIA

Appearance:

NOTICE UNSERVED for Petitioner
MR SURESH M SHAH for Respondent

CORAM : MR.JUSTICE Y.B.BHATT

Date of decision: 11/07/2000

ORAL JUDGEMENT

1. This is a very old revision application under section 29(2) of the Bombay Rent Act filed as early as the year 1981 through advocate Shri M.M. Dave. Since the petitioner's advocate migrated to USA, a notice was issued to the petitioner on 17th October 1994, which was returned with the bailiff's endorsement to the effect

that the said party is not residing at the given address and is reported to have shifted to Bombay. A further notice was issued by this court by order dated 12th June 2000 which was returned unserved, on the bailiff's endorsement that the premises whose address is mentioned in the notice no longer exists, and that it has been demolished and reconstructed, and now consists of multistoried building and commercial complex. The petitioner is, therefore, not served.

2. From this record of the matter it appears that the petitioner (original tenant) is no longer interested in pursuing the present matter. This revision is disposed of accordingly. Rule is discharged with no order as to costs. Interim relief stands vacated.

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